

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

KEVIN L. BOOT,

Petitioner,

CASE NO. C18-24 TSZ

V.

JAMES KEY,

Respondent.

ORDER OF DISMISSAL

The Court, having reviewed Petitioner's 28 U.S.C. § 2254 habeas petition, the Report and Recommendation of the Honorable Brian A. Tsuchida, Chief United States Magistrate Judge, any objections or responses to that, and the remaining record, finds and **ORDERS** as follows:

1. The Report and Recommendation is **ADOPTED**;
2. Petitioner's 28 U.S.C. § 2254 habeas petition is **DENIED** and the case is **DISMISSED**;
3. Petitioner is **DENIED** issuance of a certificate of appealability; and

The Clerk shall send a copy of this Order to the parties and to Judge Tsuchida.

DATED this 25th day of May, 2018.

Thomas S. Balle

Thomas S. Zilly
United States District Judge